



2-12-04

Image

\$AF
1636

Atty. Docket No.: 25436/1340

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-----------------|--|-----------------|-------------|
| Application of: | Carstens | Examiner: | Leffers, G. |
| Serial No.: | 09/492,590 | Group Art Unit: | 1636 |
| Filed: | January 27, 2000 | | |
| Entitled: | Methods and Compositions for High Level Expression of a Heterologous Protein with Poor Codon Usage | | |
| | | Conf. No.: | 1053 |

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EV242754807US** on this date, **February 11, 2004**, postage prepaid, in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathleen Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL PURSUANT TO 37 CFR § 1.191(a)

Sir:

Applicant hereby appeals to the Board of Appeals and Patent Interferences from the decision of the Primary Examiner dated August 11, 2003, in which the rejection of Claims 1-16 and 18-44 were made final.

☒ [X] The Commissioner is hereby authorized and instructed to charge the fee of \$165.00 for filing this Notice of Appeal under 37 C.F.R. § 1.17(b) to Deposit Account No. 16-0085, reference No. 25436/1340.

The following checked items are appropriate:

☐ [] A response to the final rejection:

☐ [] was filed previously, _____.

02/13/2004 SSESHE1 00000075 160085 09492590

01 FC:2401

165.00 DA

Serial No.: 09/492,590
Docket No.: 25436/1340

☐ accompanies this paper.

☒ A petition for extension of time under 37 C.F.R. § 1.17(b) for three months accompanies this paper. The present Petition will bring the time for filing the present Notice of Appeal from November 11, 2003 up to and including February 11, 2004.

Oral Hearing

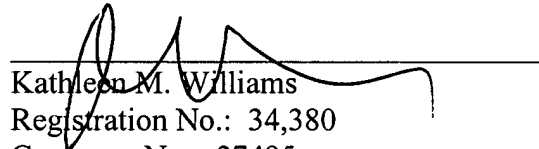
☐ An oral hearing before the Board of Appeals is hereby requested under 37 C.F.R.

§1.194. The Commissioner is authorized to charge the fee required under 37 C.F.R. §1.17(g) (\$ _____) to Deposit Account No. 16-0085.

The Commissioner is hereby authorized and instructed to charge any additional fees that may be required in connection with this paper, or to credit overpayment, to Deposit Account No. 16-0085, reference No. 25436/1340. A duplicate of this paper is enclosed herewith for accounting purposes.

Respectfully submitted,

Date: February 11, 2004


Kathleen M. Williams
Registration No.: 34,380
Customer No.: 27495
PALMER & DODGE LLP
111 Huntington Street
Boston, MA 02199-7613
Telephone: (617) 239-0100
Telecopier: (617) 227-4420